Appl. No. 09/295,925 Amdt. dated August 20, 2004 Reply to Office Action of May 21, 2004 and July 26, 2004 **PATENT** 

## **Amendments to the Claims:**

Levon per order

This listing of claims will replace all prior versions, and listings of claims in the application:

## **Listing of Claims:**

1. (Previously presented) A method of increasing the efficiency of transfection of cycling cells sensitive to electromagnetic radiation, comprising:

synchronizing said cells by contacting said cells with electromagnetic radiation, wherein said electromagnetic radiation is a member selected from the group consisting of:

Gamma rays, X-rays, and ultraviolet rays, and

transfecting said cells within about one cell cycle with a nucleic acid that encodes a desired gene product,

wherein said efficiency of transfection is increased over cells not contacted with said electromagnetic radiation.

- 2. (Previously presented) A method of claim 1 wherein said electromagnetic radiation synchronizes cells at a stage of the cell cycle when the nuclear membrane is substantially degraded.
- 3. (Previously presented) A method of claim 1 wherein said electromagnetic radiation synchronizes cells at late S phase.
- 4. (Previously presented) A method of claim 1 wherein said electromagnetic radiation synchronizes cells at the G2/M phase boundary.
- 5. (Currently amended) A method of claim 1 wherein said electromagnetic radiation synchronizes cells at a stage other than a stage selected from the group consisting of:

  M phase, the late S phase, and the G2/M phase boundary and the nucleic acid accumulates in cells that have cycled to the G2/M phase boundary.
  - 6. (Canceled)

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- 7. (Previously presented) A method of claim 1 wherein said gene product is foreign to said cells.
- 8. (Previously presented) A method of claim 1 wherein said gene product is toxic to said cells.
- 9. (Previously presented) A method of claim 8 wherein said gene product induces apoptosis.
- 10. (Previously presented) A method of claim 1 wherein said nucleic acid is fully encapsulated in a lipid-nucleic acid particle.
  - 11. (Canceled)
- 12. (Previously presented) The method of claim 1, wherein said electromagnetic radiation is X-rays.
  - 13-45. (Canceled)
- 46. (Previously presented) The method of claim 1, wherein said cells are present within a mammal.